

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF TEXAS  
DALLAS DIVISION

OSCAR PRIVATE EQUITY INVESTMENTS,  
Individually And On Behalf of All Others  
Similarly Situated,

Plaintiffs,

v.

ROYCE J. HOLLAND and ANTHONY  
PARELLA,

Defendants.

No. 3:03-CV-2761-K

**APPENDIX TO PLAINTIFFS' SUPPLEMENTAL SUBMISSION REGARDING CLASS  
CERTIFICATION LOSS CAUSATION ISSUES ON REMAND FROM THE FIFTH  
CIRCUIT COURT OF APPEALS**

**VOLUMES I & II**

**VOLUME I**

**APP. NO.**

Second Report of Candace L. Preston, CFA in  
Support of Plaintiff's Motion for Class  
Certification

1-23

Allegiance Telecom Announces Solid Fourth  
Quarter and Year-End Results With Annual  
Revenue With Annual Revenue Growth of  
Over 80 Percent

25-38

Allegiance Telecom Inc (ALGX)-Q4 2001  
Earnings Conference Call

40-62

Table of Analysts' 2002 Revenue and  
EBITDA Estimates Before and After the  
February 19, 2002 Disclosures

64

Graph of Allegiance Telecom, Inc., Daily Stock Price and Selected Events April 16- June 28, 2002	66
Graph of Allegiance Telecom, Inc. Daily Price vs. Nasdaq Composite Index and CLEC Company Index January 2, 2001-May 31, 2002	68
Allegiance Telecom Announces Double Digit Sequential Revenue Growth and Improved EBITDA and Cash Burn in Second Quarter	70-82
Various Analysts Reports	84-209
Event Chronology	211-254
Joint Affidavit of Joseph A Fanciulli, Rebecca S. Hannaway, and John G. Vondras, Regarding The Expert Report of Paragon Audit & Consulting, Inc. (“Affidavit”)	255-260
Exhibit 1 to Affidavit: Expert Report of Paragon Audit & Consulting, Inc., By Joseph A. Fanciulli, Rebecca S. Hannaway, and John G. Vondras, In Support of Plaintiffs’ Supplemental Submission Regarding Class Certification	261-348
Exhibit 2, 3, and 4 to Affidavit	348A-348L
Deposition Exhibit #1	349-350
Exhibit #34	351
Exhibit #37	352
Exhibit # 40	353
Exhibit # 41	354
Exhibit # 42	355
Exhibit # 49	356-367
Exhibit # 50	368-381
Exhibit # 51	382-394

Exhibit # 52	395-408
Exhibit # 70	409
Exhibit # 101	410
Exhibit # 110	411
Exhibit # 121	412
Exhibit # 132	413-414
Exhibit # 167	415-425
Exhibit # 168	426
Exhibit # 169	427-437
Exhibit # 170	438-449
Exhibit # 171	450-460
Exhibit # 182	461-466
Exhibit # 183	467-489
Exhibit # 212	490-506
Exhibit # 213	507-509
Exhibit # 237	510-515
Exhibit #238	516-521
Exhibit #239	522-527
Exhibit # 240	528-533
Exhibit # 241	534-546
Exhibit # 242	547-560
Exhibit # 243	561-574
Exhibit # Acey 6	575-581

**-END VOLUME I-**

**VOLUME II****APP. NO.**

Documents Produced by F.C.C. Pursuant to Freedom of Information Act Request Control No. 2007-497	582-730
Allegiance - Portfolio Review 4.08.02	731
Allegiance Telecom, Inc., Form 10-K/A For The Fiscal Year Ended December 21, 2000	732-734
Allegiance Telecom, Inc., Form 10-K For The Fiscal Year Ended December 31, 2001	735-738
Allegiance Telecom, Inc., Form 10-Q For the Quarterly Period Ended September 30, 2002	739-740
Allegiance Telecom, Inc., Form 10-K For The Fiscal Year Ended December 31, 2002	741-743
Deposition Transcript of Anthony Parella, October 15, 2007 (Excerpts)	744-760
Deposition Transcript of Christine B. Kornegay, September 4 <sup>th</sup> , 2007 (Excerpts)	761-775
Deposition Transcript of Clay Myers, September 20, 2007 Volume I (Excerpts)	776-795
Deposition Transcript of Clay Myers, October 4, 2007 Volume 2 (Excerpts)	796-809
Deposition Transcript of Denise Crane, January 28, 2005 (Excerpts)	810-820
Deposition Transcript of Joe Timothy Naramore, December 14, 2004 (Excerpts)	821-828
Deposition Transcript of Jon-Marc Baird, January 27, 2005 (Excerpts)	829-845
Deposition Transcript of Royce Holland, October 5, 2007 (Excerpts)	846-865
Deposition Transcript of Ryon Acey, August 30, 2007 (Excerpts)	866-871

Deposition Transcript of Thomas M. Lord, September 28, 2007 (Excerpts)	872-892
Credit Suisse First Boston Corporation Analyst Report February 20, 2002	893-896
Expert Victor Moore Preliminary Report	897-963
Declaration of Lionel Z. Glancy In Support of Plaintiffs' Supplemental Submission Regarding Class Certification Loss Causation Issues On Remand From The Fifth Circuit Court of Appeals	964-967

**- END VOLUME II -**

**DATED:** November 1, 2007

Respectfully submitted,

GLANCY BINKOW & GOLDBERG LLP

/s/Lionel Z. Glancy  
Lionel Z. Glancy (Pro Hac Vice)  
1801 Avenue of the Stars, Suite 311  
Los Angeles, California 90067  
Telephone: (310) 201-9150  
Facsimile: (310) 201-9160  
E-mail: info@glancylaw.com

-and-

Robin B. Howald (Pro Hac Vice)  
1501 Broadway, Suite 1900  
New York, New York 10036  
Telephone: (917) 510-0009  
Facsimile: (646) 366-0895  
E-mail: hobbit99@aol.com  
Lead Counsel for Plaintiffs

Roger F Claxton, S.B.N. 04329000  
Robert Hill, S.B.N. 09652100  
Claxton & Hill  
3131 McKinney Ave, Suite 700 LB 103  
Dallas, TX 75204-2471  
Telephone: (214) 969-9029  
Facsimile: (214) 953-0583  
E-mail: claxtonhill@airmail.net  
Liaison Counsel for Plaintiffs